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ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on Road Transport

Ad hoc Working Group on the
Revision of the AETR
(Second session, 11-12 April 2002,
agenda item 6)

Note by the secretariat

The Working Party on Road Transport (SC.1) at its ninety-fifth session considered that the solution adopted for the incorporation into the AETR of annex IB of the Community Regulation on the digital tachograph (i.e. with reference to the text to be published in the Official Journal of the European Community, prefaced by an introduction indicating the points which need to be adapted to the context of the AETR) entailed a parallel amendment to the text of the AETR itself in order to incorporate a new amendment procedure specifically for annex IB (which will then become Appendix IB in the AETR). It therefore requested the secretariat to prepare proposals in this regard. This is the purpose of the following proposal.

PROPOSED AMENDMENT TO THE TEXT OF THE AETR

It is proposed to introduce a new article 22 bis into the Agreement itself, to read:

“Article 22 bis

1. Appendix IB to the annex to this Agreement shall be amended in accordance with the procedure defined in this article.
2. Any proposal for the amendment of the introductory articles of Appendix IB shall be adopted by the Working Group on Road Transport of the Economic Commission for Europe by a majority of the Contracting Parties present and voting. The amendment thus adopted shall be transmitted by the secretariat of the above-mentioned Working Party to the Secretary-General for notification to all Contracting Parties. It shall enter into force three months after the date of notification to the Contracting Parties.
3. Since Appendix IB, the adaptation to this Agreement of Annex IB of Regulation 3821/85 (EEC) referred to in article 10 of this Agreement as amended by Council Regulation No. _____ of _____ (OJEC _____), depends directly on the developments included in this Annex IB by the bodies of the European Union, any amendment to this Annex shall be applicable to Appendix IB under the following conditions:
 - The secretariat of the Working Party on Road Transport of the Economic Commission for Europe shall officially inform the competent administrations of all the Contracting Parties of the publication in the Official Journal of the European Communities of the amendments introduced into Annex IB of the Community Regulation, and at the same time shall communicate this information to the Secretary-General, together with a copy of the relevant texts.
 - These amendments shall enter into force directly in Appendix IB three months after the date on which the information was communicated to the Contracting Parties.
4. When a proposed amendment concerning the annex to this Agreement also involves the amendment of Appendix IB, the amendments concerning this appendix shall not enter into force before those concerning the annex. When, in this context, the amendments to Appendix IB are submitted at the same time as those concerning the annex, their date of entry into force shall be determined by the date which results from the application of the procedure for which article 21 provides.”
